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PTO/SB/21 (08-00)

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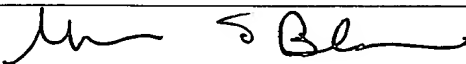
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

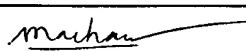
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#9

| | | | |
|--|-----------------------------|-------------------------------|---------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 09/904,697 | |
| | Filing Date | July 13, 2001 | |
| | First Named Inventor | Michael Ehrhart | |
| | Group Art Unit | NOV 27 2002 | |
| | Examiner Name | OFFICE OF PETITIONS | |
| Total Number of Pages in This Submission | 7 | Attorney Docket Number | 283-300 |

| ENCLOSURES (check all that apply) | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): One check in the amount of \$1,280 for petition to revive-unintentional; Petition for Revival of Unintentionally Abandoned Application Under 37 C.F.R. 1.137(b) (2 pgs. + 2 pgs. Copy); and Return Postcard |
| Remarks | | The Commissioner is authorized to charge any additional fees to Deposit Account 50-0289. |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | |
|--|---|--|
| Firm and Individual name | Wall Marjama & Bilinski LLP George S. Blasiak Reg. No. 37,283 | |
| Signature |  | |
| Date | November 26, 2002 | |

| CERTIFICATE OF HAND DELIVERY | | |
|--|---|-------------------------|
| I hereby certify that this correspondence is being hand delivered to the Petitions Branch of the US Patent and Trademark Office addressed to Assistant Commissioner for Patents and Trademarks on: _____ | | |
| Typed or printed name | MAIHAN VO | |
| Signature |  | Date 11/27/02 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**FEE TRANSMITTAL
for FY 2003**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1,280**Complete if Known**

Application Number 09/904,697

Filing Date July 13, 2001

First Named Inventor Michael Ehrhart

Examiner Name

Group Art Unit

Attorney Docket No. 283-300

RECEIVED**NOV 27 2002****OFFICE OF PETITIONS****METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit
Account
Number

50-0289

Deposit
Account
Name

Wall Marjama & Bilinski, LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|------------------------|
| 1001 | 740 | 2001 | 370 | Utility filing fee |
| 1002 | 330 | 2002 | 165 | Design filing fee |
| 1003 | 510 | 2003 | 255 | Plant filing fee |
| 1004 | 740 | 2004 | 370 | Reissue filing fee |
| 1005 | 160 | 2005 | 80 | Provisional filing fee |

Fee Paid

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Extra Claims | Fees from below | Fee Paid |
|--------------------|--------------|-----------------|----------|
| | ** = | | |
| Independent Claims | ** = | | |
| Multiple Dependent | | | |

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 |
| 1203 | 280 | 2203 | 140 | Multiple dependent claim, if not paid |
| 1204 | 84 | 2204 | 42 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet. |
| 1053 | 130 | 1053 | 130 | Non-English specification |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for reexamination |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month |
| 1252 | 400 | 2252 | 200 | Extension for reply within second month |
| 1253 | 920 | 2253 | 460 | Extension for reply within third month |
| 1254 | 1,440 | 2254 | 720 | Extension for reply within fourth month |
| 1255 | 1,960 | 2255 | 980 | Extension for reply within fifth month |
| 1401 | 320 | 2401 | 160 | Notice of Appeal |
| 1402 | 320 | 2402 | 160 | Filing a brief in support of an appeal |
| 1403 | 280 | 2403 | 140 | Request for oral hearing |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable |
| 1453 | 1,280 | 2453 | 640 | Petition to revive - unintentional |
| 1501 | 1,280 | 2501 | 640 | Utility issue fee (or reissue) |
| 1502 | 460 | 2502 | 230 | Design issue fee |
| 1503 | 620 | 2503 | 310 | Plant issue fee |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner |
| 1807 | 50 | 1807 | 50 | Petitions related to provisional applications |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) |
| 1809 | 740 | 2809 | 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| 1810 | 740 | 2810 | 370 | For each additional invention to be examined (37 CFR § 1.129(b)) |
| 1801 | 740 | 2801 | 370 | Request for Continued Examination (RCE) |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application |

Fee Paid

1,280

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 1,280

SUBMITTED BY

Name (Print/Type)

George S. Blasiak

Registration No. (Attorney/Agent)

37,283

Telephone

(315) 425-9000

Signature

Date

November 26, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Date: 11/27/02

Signature: MAHAN

Printed Name: MAI HAN VO

PATENT
Attorney Docket No.: 283-300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
Michael Ehrhart and Andrew Longacre, Jr.

Group Art Unit:
Examiner:

Application No.: 09/904,697

Filed: July 13, 2001

For: An Optical Reader Having a Color Imager

RECEIVED
NOV 27 2002
OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 C.F.R. § 1.137(b)

1. Applicants filed the present application on July 13, 2001.
2. On July 10, 2002, Applicants filed PCT Application No. PCT/US02/22353, claiming the priority of the present U.S. Application in the PCT Receiving Office of the United States Patent and Trademark Office.
3. Accordingly, the present application may be regarded as abandoned as a result of the present notice being made outside of the 45 day window stipulated under 37 C.F.R. § 1.213(c).
4. Applicants affirm that the entire delay from the time of expiration of the 45 day window stipulated in 37 C.F.R. 1.213(c) to the filing of this grantable petition was unintentional.
5. Accordingly, if the present application is regarded as abandoned, Applicants hereby petition to revive the present application.

11/27/2002 AXELLEY 00000021 09904697

11/27/2002

1280.00 00

PETITION FEE

6. The petition fee (37 C.F.R. 1.17(h)) is paid as follows:

- ☒ Check in the sum of \$1,280.00.
☐ Charge Account 50-0289 the sum of \$1,280.00

Respectfully submitted,

11-26-02
Date

George S. Blasiak
George S. Blasiak
Reg. No. 37,283

GSB/jrc

WALL MARJAMA & BILINSKI LLP

Customer No.: *20874*

20874

PATENT TRADEMARK OFFICE

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